THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.21357 of 1996

Dated: 23.2.2007

Between:

B.Appa Rao Patnaik

... Petitioner

AND

The Director,
Navodaya Vidyalaya Samithi,
New Delhi.
And others.

... Respondents

THE HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

WRIT PETITION No.21357 of 1996

ORDER:

This writ petition is filed questioning the proceedings dated 4.9.1996 issued by the Director, Navodaya Vidyalaya Samithi, New Delhi.

Heard Sri A.Ramakrishna for Sri D.Linga Rao, counsel for the petitioner and Sri A.Venkataramana for Sri D.V.Sitarama Murthy, counsel for the respondents.

At the hearing of writ petition, Sri A.Venkataramana, learned counsel for respondent No.1 produced a copy of the notification issued by Ministry of Personal, Public Grievances and Pensions (Department of Personnel & Training), Government of India vide G.S.R.No.748(E) wherein as many as 38 institutions including Navodaya Vidyalaya Samithi, the first respondent in this writ petition were brought under the jurisdiction of Central Administrative Tribunal. Clause-29 of the said notification provides for transfer of pending cases. Since admittedly the dispute raised in present writ petition is against Navodaya Vidyalaya Samithi, this writ petition is liable to be transferred in terms of notification of Government of India issued on 17.12.1998 in exercise of its powers conferred by Sub-Section (2) of Section

14 of the Administrative Tribunals Act 1985.

Therefore, there shall be a direction to transfer W.P.No.21357 of 1996 to the file of Central Administrative Tribunal, Hyderabad branch for hearing and disposal on merits. Ordered accordingly.

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C.V.NAGARJUNA REDDY,J

Date:23.02.2007
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